

# Union Calendar No. 105

117TH CONGRESS  
1ST SESSION

# H. R. 4067

**[Report No. 117-145]**

To direct the Federal Communications Commission to establish a council to make recommendations on ways to increase the security, reliability, and interoperability of communications networks, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 22, 2021

Ms. SLOTKIN (for herself, Mr. WALBERG, and Mr. SCHRADER) introduced the following bill; which was referred to the Committee on Energy and Commerce

OCTOBER 15, 2021

Additional sponsors: Ms. ESHOO, Mr. MCNERNEY, Mr. SOTO

OCTOBER 15, 2021

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on June 22, 2021]

# A BILL

To direct the Federal Communications Commission to establish a council to make recommendations on ways to increase the security, reliability, and interoperability of communications networks, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2   *tives of the United States of America in Congress assembled,*

3   **SECTION 1. SHORT TITLE.**

4       *This Act may be cited as the “Communications Secu-*  
5   *rity, Reliability, and Interoperability Council Act”.*

6   **SEC. 2. COUNCIL ON COMMUNICATIONS SECURITY, RELI-**  
7                   **ABILITY, AND INTEROPERABILITY.**

8       *(a) ESTABLISHMENT.—Not later than 90 days after*  
9   *the date of the enactment of this Act, the Commission shall*  
10   *establish a council, to advise the Commission on issues in-*  
11   *cluding the security, reliability, and interoperability of*  
12   *communications networks.*

13       *(b) MEMBERSHIP.—*

14                   *(1) APPOINTMENT.—The members of the council*  
15   *shall be appointed by the Chair.*

16                   *(2) COMPOSITION.—To the extent practicable, the*  
17   *membership of the council shall be composed of the*  
18   *following:*

19                   *(A) Representatives of companies in the*  
20   *communications industry, except companies that*  
21   *are determined by the Chair to be not trusted.*

22                   *(B) Representatives of public interest orga-*  
23   *nizations or academic institutions, except public*  
24   *interest organizations or academic institutions*

1           *that are determined by the Chair to be not trust-*  
2           *ed.*

3           *(C) Representatives of the Federal Govern-*  
4           *ment, State governments, local governments, or*  
5           *Tribal Governments, with at least one member*  
6           *representing each such type of government.*

7           *(3) KNOWLEDGE AND EXPERIENCE.—Each mem-*  
8           *ber of the council shall have knowledge and experience*  
9           *relevant to the purpose and goals of the council.*

10          *(4) TERMS.—*

11          *(A) IN GENERAL.—Each member of the*  
12          *council shall be appointed for a term of 2 years,*  
13          *except as provided in subparagraph (B).*

14          *(B) VACANCIES.—Any member appointed to*  
15          *fill a vacancy occurring before the expiration of*  
16          *the term for which the member's predecessor was*  
17          *appointed shall be appointed only for the re-*  
18          *mainder of that term. A member may serve after*  
19          *the expiration of that member's term until a suc-*  
20          *cessor has taken office.*

21          *(c) REPORTS.—*

22          *(1) IN GENERAL.—Not later than 2 years after*  
23          *the date on which the council is established under sub-*  
24          *section (a), and every 2 years thereafter, the council*  
25          *shall submit to the Chair each report adopted by the*

1       *council during the preceding 2-year period, and any*  
2       *report adopted by any working group of the council*  
3       *during such period, including any such report of the*  
4       *council or a working group containing recommenda-*  
5       *tions on ways to increase the security, reliability, and*  
6       *interoperability of communications networks, and on*  
7       *other relevant issues as appropriate.*

8           (2) *AVAILABILITY ON COMMISSION WEBSITE.—*  
9       *The Commission shall make each report submitted*  
10      *under paragraph (1) publicly available on the website*  
11      *of the Commission.*

12       (d) *DURATION.—Section 14(a)(2)(B) of the Federal*  
13      *Advisory Committee Act (5 U.S.C. App.; relating to the ter-*  
14      *mination of advisory committees) shall not apply to the*  
15      *council.*

16       (e) *DEFINITIONS.—In this section:*

17           (1) *CHAIR.—The term “Chair” means the Chair*  
18      *of the Commission.*

19           (2) *COMMISSION.—The term “Commission”*  
20      *means the Federal Communications Commission.*

21           (3) *COUNCIL.—The term “council” means the*  
22      *council established under subsection (a).*

23           (4) *NOT TRUSTED.—*

24           (A) *IN GENERAL.—The term “not trusted”*  
25      *means, with respect to an entity, that—*

1                             (i) the Chair has made a public deter-  
2                             mination that such entity is owned by, con-  
3                             trolled by, or subject to the influence of a  
4                             foreign adversary; or

5                             (ii) the Chair otherwise determines  
6                             that such entity poses a threat to the na-  
7                             tional security of the United States.

8                             (B) CRITERIA FOR DETERMINATION.—In  
9                             making a determination under subparagraph  
10                           (A)(ii), the Chair shall use the criteria described  
11                             in paragraphs (1) through (4) of section 2(c) of  
12                             the Secure and Trusted Communications Net-  
13                             works Act of 2019 (47 U.S.C. 1601(c)), as appro-  
14                             priate.

15                             (5) STATE.—The term “State” has the meaning  
16                             given such term in section 3 of the Communications  
17                             Act of 1934 (47 U.S.C. 153).



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